



DOCKET NO.: P0740.70001US00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Saul Palder  
Serial No.: 10/646,581  
Confirmation No.: 9949  
Filed: August 22, 2003  
For: NESTABLE CONTAINERS  
Examiner: Sarah L. Purol  
Art Unit: 3634

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 24th day of August, 2005.

  
Marjorie DePina

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**MAIL STOP AMENDMENT**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

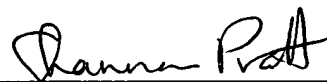
- Response to Restriction Requirement
- Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By:

  
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Docket No.: P0740.70001US00  
Date: August 24, 2005  
x09/08/05x



IFW

Attorney Docket P0740.70001US00

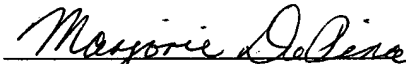
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Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby elects the claims of Group I, which corresponds to claims 1-17, and 30-35, drawn to stackable or nesting containers, classified in class 220.

**REMARKS**

In response to the Restriction Requirement mailed on August 8, 2005, Applicant respectfully requests reconsideration. The Examiner has set forth a restriction requirement including claims 1-17 in Group I and claims 18-23 in Group II. Applicant would first like to bring to the Examiner's attention that after a Preliminary Amendment received by the Patent Office on April 25, 2005, there are not only 23 pending claims, but rather, there are 35 pending claims. By the foregoing, Applicant has elected to restrict examination to claims 1-17, and 30-35 in Group I.

Having made this election, Applicant expressly reserves the right to file one or more divisional applications on the subject matter of the non-elected claims.